

REMARKS

Entry of this amendment for allowance is requested.

Claim 1 is being amended in the manner discussed with Examiner Coleman on August 27, 2007. The amendment highlights differences over the cited Holdcroft reference and should warrant allowance of the claims. There is, in particular, no disclosure or suggestion in the reference to make a vertical transistor in the manner called for by the applicants' claims. In view of this, and the applicants' arguments of record, it is respectfully submitted that the applicants' claims distinguish patentably over Holdcroft. Accordingly, reconsideration of the Section 102(b) and Section 103(a) rejections of record is requested.

Basis for the amendment of claim 1 is found in, for example, applicants' Figure 5 and the description related thereto.

It is understood from the discussion with the Examiner that the amendment will be entered and that he agrees that the claims as amended distinguish patentably over Holdcroft.

The Examiner's courtesy and helpfulness in the discussion regarding this application is very much appreciated. It is believed that this submission is in accord with the discussion but, if anything has been overlooked, the Examiner is requested to telephone the undersigned.

Respectfully submitted,

MORGAN LEWIS & BOCKIUS LLP

By 

Paul N. Kokulis
Reg. No. 16773

Date: August 30, 2007

Customer No. 09629
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
Phone: (202) 739-3000
Facsimile: (202) 739-3001
Direct: (202) 739-5455